

EXCERPTS FROM THE SEC TESTIMONY OF  
EGON DURBAN  
TAKEN AND RECORDED SEPTEMBER 12, 2018

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

In the Matter of: )

) File No. SF-04082-A

TESLA MOTORS, INC. )

CONFIDENTIAL

WITNESS: Egon Pierre-Durban

PAGES: 1 through 172

PLACE: Securities and Exchange Commission

44 Montgomery Street

Suite 2800

San Francisco, California

DATE: Wednesday, September 12, 2018

The above-entitled matter came on for hearing, pursuant to notice, at 2:20 p.m.

COPY

Diversified Reporting Services, Inc.

(202) 467-9200

**Exhibit 176**

1 APPEARANCES:

2

3 On behalf of the Securities and Exchange Commission:

4 WALKER NEWELL, ESQ.

5 E. BARRETT ATWOOD, ESQ.

6 STEVEN D. BUCHHOLZ, ESQ.

7 Securities and Exchange Commission

8 44 Montgomery Street, Suite 2800

9 San Francisco, California 94104

10 (415) 705-2500

11 newellw@sec.gov

12 atwoode@sec.gov

13 buchholzs@sec.gov

14

15 On behalf of the Witness:

16 JULIE M. RIEWE, ESQ.

17 JOHN T. CHISHOLM, ESQ.

18 Debevoise & Plimpton

19 801 Pennsylvania Avenue, N.W.

20 Washington, D.C. 20004

21 (202) 383-8000

22 jriewe@debevoise.com

23 jtchisholm@debevoise.com

24

25

1 APPEARANCES (CONT.):

2

3 KAREN M. KING, ESQ.

4 Silver Lake

5 2775 Sand Hill Road, Suite 100

6 Menlo Park, California 94025

7 (650) 233-8120

8 karen.king@silverlake.com

9

10 Also Present:

11 Lucien Newell, Video Operator

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## P R O C E E D I N G S

THE VIDEO OPERATOR: Here begins DVD No. 1 in the testimony of Egon Durban in the investigation by the U.S. Securities and Exchange Commission in the matter of Tesla Motors, Inc., File No. SF-04082-A.

Today's date is September 12th, 2018. The time on the video monitor is 2:20.

The video operator today is Lucien Newell, employed by Behmke Reporting and Video Services, Inc., and subcontracted by Diversified Reporting Services, Inc. This video investigation is taking place at 44 Montgomery Suite (sic), Suite 2800, San Francisco.

The court reporter today is Suzanne Andrade, Certified Shorthand Reporter, contracted by Behmke Reporting and Video Services, Inc., and subcontracted by Diversified Reporting Services, Inc.

Counsel, please voice identify yourselves for the record.

MR. NEWELL: Walker Newell and Barrett Atwood on behalf of the Securities and Exchange Commission.

MS. RIEWE: And Julie Riewe and John Chisholm from Debevoise & Plimpton, LLP, on behalf of Mr. Durban and Karen King from Silver Lake also on behalf of Mr. Durban.

MR. NEWELL: Mr. Durban, please raise your

1 right hand.

2 Do you swear or affirm to tell the whole  
3 truth -- the truth, the whole truth, and nothing but the  
4 truth?

5 MR. PIERRE-DURBAN: Yes.

6 Whereupon,

7 EGON PIERRE-DURBAN  
8 was called as a witness and, having been first duly  
9 sworn, was examined and testified as follows:

10 EXAMINATION

11 BY MR. NEWELL:

12 Q Please state your full name, and spell your  
13 name for the record.

14 A Egon Durban. Egon-Pierre Durban. It's  
15 hyphenated. Can I put my hand down?

16 Q Yes, please.

17 A Okay.

18 Q And could you spell that for the record,  
19 please.

20 A Yes. E-g-o-n, dash, P-i-e-r-r-e; Durban,  
21 D-u-r-b-a-n.

22 MR. NEWELL: Thanks, Mr. Durban.

23 We're going to do another round of  
24 introductions for the record. So apologies for the  
25 redundancy.

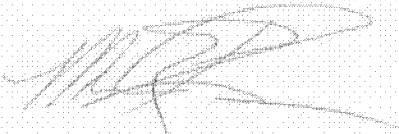
TESTIMONY FILED  
UNDER SEAL

PROOFREADER'S CERTIFICATE

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In The Matter of: TESLA MOTORS, INC.  
Witness: Egon Pierre-Durban  
File Number: SF-04082-A  
Date: Wednesday, September 12, 2018  
Location: San Francisco, CA

This is to certify that I, Maria E. Paulsen,  
(the undersigned), do hereby swear and affirm that the  
attached proceedings before the U.S. Securities and  
Exchange Commission were held according to the record and  
that this is the original, complete, true and accurate  
transcript that has been compared to the reporting or  
recording accomplished at the hearing.



9/13/2018

(Proofreader's Name)

(Date)



1 STATE OF CALIFORNIA ) ss.

2 COUNTY OF SAN FRANCISCO )

3 I, SUZANNE I. ANDRADE, CSR NO. 10682, a  
4 Certified Shorthand Reporter of the State of California,  
5 do hereby certify:

6 That the foregoing proceedings were taken  
7 before me at the time and place herein set forth; that  
8 any witnesses in the foregoing proceedings, prior to  
9 testifying, were placed under oath; that a verbatim  
10 record of the proceedings was made by me using machine  
11 shorthand which was thereafter transcribed under my  
12 direction; further, that the foregoing is an accurate  
13 transcription thereof.

14 I further certify that I am not interested in  
15 the outcome of said action nor connected with, nor  
16 related to, any of the parties in said action, nor to  
17 their respective counsel.

18 IN WITNESS WHEREOF, I have hereunto  
19 set my hand and affixed my signature this  
20 13th day of September, 2018.

21  
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23 SUZANNE I. ANDRADE, CSR 10682  
24  
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